

January 7, 1974

He doesn't have to take advantage. This is if he wants to. The legislature may. He will have a choice under legislation whether he wants to or whether he doesn't. Those that do can do it. When the legislature passes the bill. After the people vote favorably. Other words the rules and regulations of how a land owner can comply will be set by this legislature. We are merely in this constitutional amendment making a general....giving really the just of it, the right to do it.

SENATOR KIME: OK, thank you.

PRESIDENT: Senator Dickinson; that is just to prove that we can get to the back row.

SENATOR DICKINSON: Mr. Speaker, members of the body, I guess I rise to express some apprehension to this bill. I respect Senator Syas' motives and Senator Carstens and Senator Kelly flowerly remarks and I wonder if they are being a little idealistic. I'm not sure that this bill will accomplish what they hope to accomplish. I express apprehension about the question that Senator Murphy brought up about access and my opinion is that it would be only a matter of time if in fact that there becomes these areas that the public would have some rights to demand access, because in a sense they would be subsidizing this. Regarding exemption of lands from taxes, the taxes surely on this type of lands surely are not high or if they are it is all the more reason to revamp our tax structure regarding real estate taxes, but I can't believe the taxes are high enough on this type of land that would attract anyone to divert it to continued purposes which would not offer any potential profit to the owner. I have a question about the size of the tract. It appears to me that anyone with a half acre pond on his farm may then if in fact, this becomes a reality could request the county assessor to exempt this from taxation which might mean five or ten dollars a year, it isn't very much. I can see a lot of problems arising and I question that any of the things that were said will become a reality. I believe that it is better to leave the books uncluttered with this type of legislation.

PRESIDENT: Senator Stahmer, Schmit, Johnson, and Anderson.

SENATOR STAHMER: Mr. President, basically I think that this is a very good bill and I must confess that I was talking with one of our fiscal men on another matter and I would just like to ask Senator Syas one thing if you would. Would it be harmful to the bill to strike this word urban area and we could because in fact there are lands within the urban area there itself. If you could just very briefly explain this. I'm not trying to hurt your bill and I'm in favor of it but I think that it might cause some confusion and could it not be better if you included the urban area?

SENATOR SYAS: That in my opinion would kill the bill. That is one of the first things that I thought of. Some real estate developer could use it to buy some property and keep it in a urban area without any taxes. No sir.

SENATOR STAHMER: Is there not some way to get around then to have it...

SENATOR SYAS: No this is the way to get around it, don't let them have it in urban areas period. Just....this gets around it all the way.

SENATOR STAHMER: In spite of the curt response, is there not